

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Matthias Krieger
SERIAL NO.: Unassigned
FILING DATE: Herewith
TITLE: Device for the Metered Delivery of a Viscous Liquid
EXAMINER: Unassigned
ART UNIT: Unassigned

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as Express Mail
EV310857618US in an envelope addressed to: Patent Application, Commissioner for Patents & Trademarks,
Alexandria, VA 22313-1450, on the date printed below:

Date: 11/20/03

Name: Beatrice Orozco
Beatrice Orozco

Commissioner for Patents
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Each item of information listed in the attached FORM PTO-1449, for which a copy of each is attached, may be material to the examination of the above-identified application and is, therefore, submitted in compliance with the duty of disclosure defined in 37 CFR §§ 1.56, 1.97 and 1.98. The Examiner is requested to make these items of official record in this application. Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited was submitted in Application No. 10/184,728 upon which is based a claim for priority under 35 U.S.C. § 120. The Examiner is requested to make these items official record in this application.

This Information Disclosure Statement under 37 CFR §§ 1.56, 1.97 and 1.98 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these items constitutes prior art.

Copies of the documents listed in the attached Form 1449 were previously submitted in prior application Serial No. 10/184,728, filed June 27, 2002, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120. In accordance with 37 C.F.R. 1.98(d), copies of the listed documents are not included.

I

This statement is filed pursuant to:

37 C.F.R. § 1.97(b).

This information disclosure statement is filed either (1) within three months of the filing date of a national application other than a continued prosecution application under §1.53(d); (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; (3) before the mailing date of a first office action on the merits, or (4) before the mailing of a first office action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114, whichever event occurs last.

Accordingly, this information disclosure statement requires no fee and no certification.

37 C.F.R. § 1.97(c).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97 (b), but before the mailing date of either (1) a final action under 37 C.F.R. § 1.113; (2) a notice of allowance under 37 C.F.R. § 1.311; or (3) an action that otherwise closes prosecution in the application.

Accordingly, this information disclosure statement requires either the fee specified in 37 C.F.R. § 1.17 (p) for submission of an information disclosure statement under 37 C.F.R. § 1.97 (c) (\$180); or a certification according to 37 C.F.R. § 1.97 (e).

() 37 C.F.R. § 1.97(d).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97 (c).

Accordingly, this information disclosure statement requires the fee specified in 37 C.F.R. § 1.17 (p) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) (\$180), and a certification according to 37 C.F.R. § 1.97(e).

If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. § 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record. To the extent required, please treat this paper as a conditional petition for acceptance of the information disclosure statement.

II

(X) No fee is due.

() The fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) is enclosed (\$180).

Please charge any additional required fee or credit any overpayment to our deposit account number 50-1698. An additional copy of this page is enclosed.

III

Pursuant to 37 C.F.R. § 1.97(e) , I certify:

(X) No certification is necessary.

() (1) Each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information statement; or

() (2) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of the statement.

Respectfully submitted,
THELEN REID & PRIEST LLP

Dated: November 26, 2003



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Form PTO 1449 (Rev. 2-32) U.S. Department of Commerce Patent and Trademark Office					Atty. Docket No. ESEC-P171US-D1		Serial No. Unassigned	
Information Disclosure Statement by Applicant					Applicant: Matthias Krieger et al.			
(Use several sheets if necessary)					Filed: Herewith		Group: Unassigned	
U.S. Patent Documents								
Init.		Document No.	Date	Name	Class	Subclass	Filing Date	
		2,169,807	8/15/1939	G.R. Lyon			3/4/1938	
		2,529,457	11/7/1950	Nilsson, J.G.			4/26/1946	
		3,695,788	10/3/1972	Loomans	417	488	1/9/1970	
		5,639,220	6/17/1997	Hayakawa	417	53	8/17/1995	
		5,580,227	12/3/1996	Rappenhoner	418	23	8/29/1994	
		6,079,960	6/27/2000	Funatsu et al.	417	488	5/29/1998	
		6,499,972	12/31/2002	Yatsuzuka et al.	417	417	5/22/2001	
Foreign Documents								
Translation								
Init.		Document No.	Date	Country	Class	Subclass	Yes	No
		9903371-4	7/14/1999	SG	B01J	4/02	X	
		2 617 541	1/6/1989	FR	F04B	13/00	X	
Other Documents (Including Author, Title, Date, Pertinent Pages, etc.)								
		European Search Report, for International Application No. EP 02 01 3231, date mailed October 2, 2003.						
Examiner					Date Considered			
Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.								